

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TOKIO MARINE AND NICHIDO FIRE INSURANCE
CO., LTD., as Subrogee, and NILT, INC., as Subrogor,

Case Number: 07-Civ-5599 (PKL)

Plaintiffs,

NOTICE OF MOTION

-against-

MURRAY CANTER, CHERYL WICHINSKY-
CANTER, and ADAM J. CANTER

Defendants.

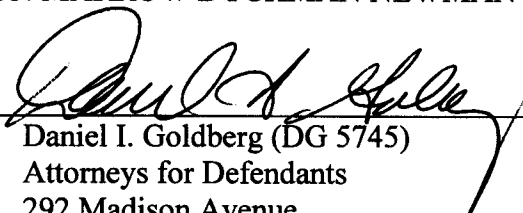
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PLEASE TAKE NOTICE, that upon the annexed Declarations of Cheryl Wichinsky Canter and Adam J. Canter, the exhibits attached thereto, and Defendants' accompanying Memorandum of Law, and all prior pleadings and proceedings heretofore had herein, Defendants Murray Canter, Cheryl Wichinsky Canter and Adam J. Canter will move this Court, before Hon. Peter K. Leisure, U.S.D.J., at the United States Courthouse, 500 Pearl Street, on a date and time to be determined by this Court, for an order dismissing Plaintiff's claims against Defendants, pursuant to Federal Rule of Civil Procedure 12(b)(5) & (6), together with such other and further relief as the Court deems just and reasonable.

Dated: New York, New York
October 19, 2007

SALON MARROW DYCKMAN NEWMAN & BROUDY, LLP

By: _____


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